

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2743

To require a reduction in the annual Department of Defense and Department of Transportation budgets by the total amount expended by those departments for pay and benefits and costs of investigation, administrative discharge, and any legal fees pertaining to such for any member of the Armed Forces discharged during the preceding fiscal year on the basis of homosexual status or conduct for any grounds that do not apply equally to members of the Armed Forces who are heterosexual.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 26, 1993

Ms. WOOLSEY introduced the following bill; which was referred jointly to the Committees on Armed Services and Merchant Marine and Fisheries

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## A BILL

To require a reduction in the annual Department of Defense and Department of Transportation budgets by the total amount expended by those departments for pay and benefits and costs of investigation, administrative discharge, and any legal fees pertaining to such for any member of the Armed Forces discharged during the preceding fiscal year on the basis of homosexual status or conduct for any grounds that do not apply equally to members of the Armed Forces who are heterosexual.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REDUCTIONS IN DEPARTMENT OF DEFENSE**  
2 **FUNDS RESULTING FROM DISCHARGING HO-**  
3 **MOSEXUAL SERVICEMEMBERS.**

4 (a) REDUCTION IN FUNDS.—(1) The total amount  
5 made available to the Department of Defense for obliga-  
6 tion for any fiscal year shall be reduced by the sum of  
7 the amounts determined under subsection (b) with respect  
8 to each member of the Army, Navy, Air Force, or Marine  
9 Corps who during the preceding fiscal year was discharged  
10 for homosexuality.

11 (2) For any fiscal year, the Secretary of Defense shall  
12 allocate the reduction required under paragraph (1)  
13 among the accounts and funds of the Department of De-  
14 fense as the Secretary determines. Upon determining the  
15 allocation of such reduction, the Secretary shall notify the  
16 Secretary of the Treasury of the reductions to be made  
17 in the various accounts and funds of the Department, and  
18 the amounts available for obligation in those accounts and  
19 funds shall be reduced accordingly.

20 (3) The Secretary of Defense shall notify Congress  
21 of the allocations made under paragraph (2) for any fiscal  
22 year.

23 (b) COMPUTATION.—In the case of each member of  
24 the Army, Navy, Air Force, or Marine Corps who is dis-  
25 charged for homosexuality, the Secretary of Defense shall  
26 compute the total lifetime costs expended by the Depart-

1 ment of Defense with respect to that member. Such costs  
2 shall include recruitment and recruitment incentives, pay  
3 and allowances, bonuses, meals, health-care, education  
4 payment of accrual charges to the Department of Defense  
5 Military Retirement Fund, transportation, training, and  
6 equipment provided specifically to that member, the costs  
7 of separation of the member (including any costs of inves-  
8 tigation, discharge, and trial), and any other costs in-  
9 curred by the Department of Defense that are directly at-  
10 tributable to that member's service.

11 **SEC. 2. REDUCTIONS IN DEPARTMENT OF TRANSPOR-**  
12 **TATION FUNDS RESULTING FROM DISCHARG-**  
13 **ING HOMOSEXUAL SERVICEMEMBERS.**

14 (a) REDUCTION IN FUNDS.—(1) The total amount  
15 made available to the Department of Transportation for  
16 obligation for any fiscal year shall be reduced by the sum  
17 of the amounts determined under subsection (b) with re-  
18 spect to each member of the Coast Guard who during the  
19 preceding fiscal year was discharged for homosexuality.

20 (2) For any fiscal year, the Secretary of Transpor-  
21 tation shall allocate the reduction required under para-  
22 graph (1) among the accounts and funds of the Depart-  
23 ment of Transportation as the Secretary determines. Upon  
24 determining the allocation of such reduction, the Secretary  
25 shall notify the Secretary of the Treasury of the reductions

1 to be made in the various accounts and funds of the De-  
2 partment, and the amounts available for obligation in  
3 those accounts and funds shall be reduced accordingly.

4 (3) The Secretary of Transportation shall notify Con-  
5 gress of the allocations made under paragraph (2) for any  
6 fiscal year.

7 (b) COMPUTATION.—In the case of each member of  
8 the Coast Guard who is discharged for homosexuality, the  
9 Secretary of Transportation shall compute the total life-  
10 time costs expended by the Department of Transportation  
11 with respect to that member. Such costs shall include re-  
12 cruitment and recruitment incentives, pay and allowances,  
13 bonuses, meals, health-care, transportation, training, edu-  
14 cation, and equipment provided specifically to that mem-  
15 ber, the costs of separation of the member (including any  
16 costs of investigation, discharge and trial), and any other  
17 costs incurred by the Department of Transportation that  
18 are directly attributable to that member's service.

19 **SEC. 3. DISCHARGE FOR HOMOSEXUALITY.**

20 For purpose of this Act, a servicemember who is dis-  
21 charged from the Armed Forces shall be considered as  
22 having been discharged for homosexuality if the discharge  
23 is an involuntary discharge on the basis of homosexual sta-  
24 tus or on the basis of conduct as a homosexual for any

- 1 grounds that do not apply equally to members of the
- 2 Armed Forces who are heterosexual.

